

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No.
	)	
\$153,436.67 IN UNITED STATES	)	
CURRENCY,	)	
	)	
Defendant.	)	

**VERIFIED COMPLAINT FOR FORFEITURE IN REM**

Comes now the United States of America, by and through its counsel, Joyce White Vance, United States Attorney for the Northern District of Alabama, and Davis A. Barlow, Assistant United States Attorney, and respectfully presents to this Court the following:

1. This is a civil action for the forfeiture of the named Defendant Currency pursuant to 31 U.S.C. §§ 5317(c)(2) and 5324(a), 18 U.S.C. § 984(a) and Supplemental Rule G(2) of the Federal Rules of Civil Procedure.
2. This Court has jurisdiction over this subject matter pursuant to 28 U.S.C. §§ 1345 and 1355(a).
3. This Court has *in rem* jurisdiction over the Defendant Currency pursuant to 28 U.S.C. §§ 1355(b) and (d).

4. This Court has venue over this action pursuant to 28 U.S.C. §§ 1355 and 1395(a) and (b).

5. An investigation conducted by the United States Secret Service (hereinafter "USSS") has revealed the following:

(a) In or about January 2011, the United States Secret Service began an investigation of Danny Miles Isbell, Leila Ulmer Isbell (collectively "Isbells") and LDI Transport, Inc. The purpose of the investigation was to look into possible structuring of withdrawals from LDI Transport, Inc.'s business account number XXXX2815 held at Metro Bank in Pell City, Alabama. The Isbells hold joint signatory authority on account number XXXX2815 that was opened on or about January 18, 2006, in the name of LDI Tansport, Inc.

(b) Between August 2010 and January 2011, the Isbells made the following currency withdrawals from Metro Bank account number XXXX2815:

Date	Check Number	Check Amount	Payee	Signature
Monday, August 02, 2010	5138	\$9,800.00	Cash	Danny Isbell
Monday, August 02, 2010	5159	\$9,800.00	Cash	Danny Isbell
Friday, August 06, 2010	5167	\$9,800.00	Cash	Leila Isbell
Monday, August 09, 2010	5169	\$9,800.00	Cash	Leila Isbell
Tuesday, August 10, 2010	5163	\$9,800.00	Cash	Danny Isbell
Wednesday, August 11, 2010	Misc. Debit	\$9,800.00	Cash	
Friday, August 13, 2010	Misc. Debit	\$9,800.00	Cash	
Monday, August 16, 2010	5176	\$9,800.00	Cash	Danny Isbell
Tuesday, August 17, 2010	5177	\$9,800.00	Cash	Danny Isbell
Wednesday, August 18, 2010	5180	\$9,800.00	Cash	Leila Isbell
Friday, August 20, 2010	6193	\$9,800.00	Cash	Leila Isbell
Monday, August 23, 2010	6200	\$9,800.00	Cash	Leila Isbell

Tuesday, August 24, 2010	6197	\$9,800.00	Cash	Danny Isbell
Friday, August 27, 2010	6199	\$9,800.00	Cash	Danny Isbell
Monday, August 30, 2010	6203	\$9,800.00	Cash	Danny Isbell
Monday, August 30, 2010	6202	\$9,800.00	Cash	Danny Isbell
Tuesday, August 31, 2010	6204	\$9,800.00	Cash	Danny Isbell
Wednesday, September 01, 2010	6212	\$9,800.00	Cash	Danny Isbell
Thursday, September 02, 2010	6213	\$9,800.00	Cash	Danny Isbell
Friday, September 03, 2010	6221	\$9,800.00	Cash	Danny Isbell
Tuesday, September 07, 2010	6226	\$9,800.00	Cash	Danny Isbell
Tuesday, September 07, 2010	6227	\$9,800.00	Cash	Danny Isbell
Wednesday, September 08, 2010	6230	\$9,800.00	Cash	Danny Isbell
Thursday, September 09, 2010	6231	\$9,800.00	Cash	Leila Isbell
Friday, September 10, 2010	6229	\$9,800.00	Cash	Danny Isbell
Monday, September 13, 2010	6233	\$9,800.00	Cash	Danny Isbell
Wednesday, September 15, 2010	6245	\$9,800.00	Cash	Leila Isbell
Friday, September 17, 2010	6249	\$9,800.00	Cash	Leila Isbell
Friday, September 17, 2010	6248	\$9,800.00	Cash	Leila Isbell
Monday, September 20, 2010	6250	\$9,800.00	Cash	Danny Isbell
Tuesday, September 21, 2010	6256	\$9,800.00	Cash	Leila Isbell
Tuesday, September 21, 2010	6257	\$9,800.00	Cash	Leila Isbell
Wednesday, September 22, 2010	6263	\$9,800.00	Cash	Danny Isbell
Friday, September 24, 2010	6258	\$9,800.00	Cash	Leila Isbell
Monday, September 27, 2010	6261	\$9,800.00	Cash	
Monday, September 27, 2010	6265	\$9,800.00	Cash	Danny Isbell
Tuesday, September 28, 2010	6266	\$9,800.00	Cash	Danny Isbell
Thursday, September 30, 2010	6267	\$9,800.00	Cash	Danny Isbell
Friday, October 01, 2010	6268	\$9,800.00	Cash	Danny Isbell
Monday, October 04, 2010	6271	\$9,800.00	Cash	Danny Isbell
Wednesday, October 06, 2010	5183	\$9,800.00	Cash	Danny Isbell
Thursday, October 07, 2010	5187	\$9,800.00	Cash	Danny Isbell
Thursday, October 07, 2010	5186	\$9,800.00	Cash	Leila Isbell
Tuesday, October 12, 2010	5190	\$9,800.00	Cash	Danny Isbell
Tuesday, October 12, 2010	5192	\$9,800.00	Cash	Danny Isbell
Tuesday, October 12, 2010	5194	\$9,800.00	Cash	Danny Isbell
Wednesday, October 13, 2010	5198	\$9,800.00	Cash	Leila Isbell
Wednesday, October 13, 2010	5199	\$9,800.00	Cash	Leila Isbell
Thursday, October 14, 2010	5205	\$9,800.00	Cash	Danny Isbell
Friday, October 15, 2010	5207	\$9,800.00	Cash	Leila Isbell
Monday, October 18, 2010	5210	\$9,800.00	Cash	Danny Isbell
Monday, October 18, 2010	5212	\$9,800.00	Cash	Danny Isbell
Monday, October 18, 2010	5218	\$9,800.00	Cash	Leila Isbell
Tuesday, October 19, 2010	5213	\$9,800.00	Cash	Danny Isbell
Wednesday, October 20, 2010	5201	\$9,800.00	Cash	Leila Isbell

Thursday, October 21, 2010	5215	\$9,800.00	Cash	Danny Isbell
Friday, October 22, 2010	5222	\$9,800.00	Cash	Leila Isbell
Monday, October 25, 2010	5220	\$9,800.00	Cash	Danny Isbell
Monday, October 25, 2010	5226	\$9,800.00	Cash	Danny Isbell
Wednesday, October 27, 2010	5227	\$9,800.00	Cash	Danny Isbell
Thursday, October 28, 2010	Misc. Debit	\$9,800.00	Cash	
Thursday, October 28, 2010	5231	\$9,800.00	Cash	Leila Isbell
Friday, October 29, 2010	5237	\$9,800.00	Cash	Leila Isbell
Friday, October 29, 2010	5223	\$9,800.00	Cash	Leila Isbell
Monday, November 01, 2010	Misc. Debit	\$9,800.00	Cash	
Tuesday, November 02, 2010	5242	\$9,800.00	Cash	Danny Isbell
Wednesday, November 03, 2010	5246	\$9,800.00	Cash	Danny Isbell
Friday, November 05, 2010	5247	\$9,800.00	Cash	Danny Isbell
Friday, November 05, 2010	5261	\$9,800.00	Cash	Leila Isbell
Monday, November 08, 2010	5264	\$9,800.00	Cash	Danny Isbell
Wednesday, November 10, 2010	5271	\$9,800.00	Cash	Leila Isbell
Wednesday, November 10, 2010	5269	\$9,800.00	Cash	Danny Isbell
Friday, November 12, 2010	5270	\$9,800.00	Cash	Danny Isbell
Monday, November 15, 2010	5276	\$9,800.00	Cash	Danny Isbell
Tuesday, November 16, 2010	5277	\$9,800.00	Cash	Danny Isbell
Tuesday, November 16, 2010	5278	\$9,800.00	Cash	Danny Isbell
Wednesday, November 17, 2010	5283	\$9,800.00	Cash	Leila Isbell
Wednesday, November 17, 2010	5285	\$9,800.00	Cash	Leila Isbell
Thursday, November 18, 2010	5279	\$9,800.00	Cash	Danny Isbell
Thursday, November 18, 2010	5281	\$9,800.00	Cash	Danny Isbell
Friday, November 19, 2010	Misc. Debit	\$9,800.00	Cash	
Monday, November 22, 2010	5290	\$9,800.00	Cash	Danny Isbell
Monday, November 22, 2010	5293	\$9,800.00	Cash	Leila Isbell
Tuesday, November 23, 2010	5292	\$9,800.00	Cash	Danny Isbell
Friday, November 26, 2010	5297	\$9,800.00	Cash	Danny Isbell
Tuesday, November 30, 2010	5304	\$9,800.00	Cash	Leila Isbell
Thursday, December 02, 2010	5299	\$9,800.00	Cash	Danny Isbell
Friday, December 03, 2010	5321	\$9,800.00	Cash	Danny Isbell
Monday, December 06, 2010	5325	\$9,800.00	Cash	Danny Isbell
Monday, December 06, 2010	5317	\$9,800.00	Cash	Leila Isbell
Wednesday, December 08, 2010	5326	\$9,800.00	Cash	Danny Isbell
Thursday, December 09, 2010	5327	\$9,800.00	Cash	Danny Isbell
Thursday, December 09, 2010	5329	\$9,800.00	Cash	Danny Isbell
Friday, December 10, 2010	6299	\$9,800.00	Cash	Danny Isbell
Monday, December 13, 2010	6304	\$9,800.00	Cash	Danny Isbell
Monday, December 13, 2010	6301	\$9,800.00	Cash	Danny Isbell
Tuesday, December 14, 2010	6308	\$9,800.00	Cash	Danny Isbell
Thursday, December 16, 2010	6310	\$9,800.00	Cash	Danny Isbell

Thursday, December 16, 2010	6309	\$9,800.00	Cash	Danny Isbell
Friday, December 17, 2010	6317	\$9,800.00	Cash	Leila Isbell
Monday, December 20, 2010	6315	\$9,800.00	Cash	Danny Isbell
Monday, December 20, 2010	6318	\$9,800.00	Cash	Danny Isbell
Tuesday, December 21, 2010	6319	\$9,800.00	Cash	Danny Isbell
Wednesday, December 22, 2010	6320	\$9,800.00	Cash	Danny Isbell
Thursday, December 23, 2010	6321	\$9,800.00	Cash	Danny Isbell
Monday, December 27, 2010	6329	\$9,800.00	Cash	Danny Isbell
Monday, December 27, 2010	6322	\$9,800.00	Cash	Danny Isbell
Tuesday, December 28, 2010	6323	\$9,800.00	Cash	Danny Isbell
Thursday, December 30, 2010	6331	\$9,800.00	Cash	Danny Isbell
Tuesday, January 04, 2011	6341	\$9,800.00	Cash	Danny Isbell
Thursday, January 06, 2011	6342	\$9,800.00	Cash	Danny Isbell
Friday, January 07, 2011	6362	\$9,800.00	Cash	Danny Isbell
Tuesday, January 11, 2011	6363	\$9,800.00	Cash	Danny Isbell
Wednesday, January 12, 2011	6337	\$9,800.00	Cash	Danny Isbell
Friday, January 14, 2011	6375	\$9,800.00	Cash	Danny Isbell
Tuesday, January 18, 2011	6378	\$9,800.00	Cash	Danny Isbell
Wednesday, January 19, 2011	6379	\$9,800.00	Cash	Danny Isbell
Thursday, January 20, 2011	6382	\$9,800.00	Cash	Leila Isbell
Friday, January 21, 2011	6380	\$9,800.00	Cash	Danny Isbell
Monday, January 24, 2011	6387	\$9,800.00	Cash	Danny Isbell
Thursday, January 27, 2011	6388	\$9,800.00	Cash	Danny Isbell
Monday, January 31, 2011	6397	\$9,800.00	Cash	Danny Isbell
Monday, January 31, 2011	6395	\$9,800.00	Cash	Danny Isbell
<b>Total</b>		<b>\$1,205,400.00</b>		

(c) During the time period of August 2010 through January 2011, the Isbells never made a cash withdrawal in excess of \$10,000.00 from the LDI Transport account. Rather, the Isbells systematically made numerous cash withdrawals just under the \$10,000.00 threshold for the purpose of evading the CTR requirement.

(d) Between January 2008 and January 2011, the Isbells have made 531 cash withdrawals from Metro Bank account number XXXX2815, with each of these cash withdrawals being \$9,800.00, for a total of \$5,203,800.00 in cash withdrawals.

(e) On March 29, 2011, a federal seizure warrant was executed upon Metro Bank account number XXXX2815, located in Pell City, Alabama, resulting in the seizure of the Defendant \$153,436.67 in U.S. Currency.

6. Structuring withdrawals for the purpose of evading reporting requirements of 31 U.S.C. § 5313 constitutes a violation of 31 U.S.C. § 5324(a).

7. The Defendant \$153,436.67 in U.S. Currency is property involved in or traceable to a violation of 31 U.S.C. § 5324(a), and is thus subject to forfeiture to the United States of America pursuant to 31 U.S.C. § 5317(c)(2).

8. The Defendant \$153,436.67 in U.S. Currency is within the jurisdiction of the United States District Court for the Northern District of Alabama.

9. The names and addresses of possible claimants known to the Plaintiff are as follows:

Danny Miles Isbell  
2469 Wolf Creek Rd. S.  
Pell City, Alabama 35128

Leila Ulmer Isbell  
2469 Wolf Creek Rd. S.  
Pell City, Alabama 35128

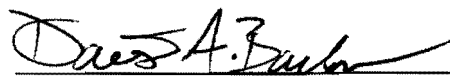
LDI Transport, Inc.  
2469 Wolf Creek Rd. S.  
Pell City, Alabama 35128

Danny Miles Isbell  
2005 Kirkseys Bend Road  
Ohatchee, AL 36271

Leila Ulmer Isbell  
2005 Kirkseys Bend Road  
Ohatchee, AL 36271

WHEREFORE, the Plaintiff requests that due notice issue to enforce the forfeiture and to give notice to all interested parties to appear and show cause why the forfeiture should not be decreed; and requests that the Defendant Currency be condemned and forfeited to the United States of America for a disposition according to law; and for such other and further relief as this Court may deem just and proper.

JOYCE WHITE VANCE  
United States Attorney

  
\_\_\_\_\_  
DAVIS A. BARLOW  
Assistant United States Attorney  
1801 Fourth Avenue North  
Birmingham, Alabama 35203  
(205) 244-2134



**VERIFICATION**

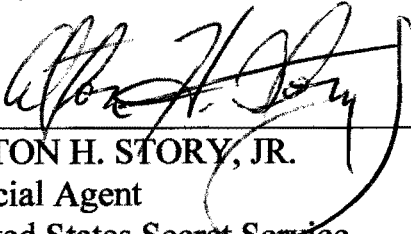
I, Alton H. Story, Jr., am a Special Agent for the United States Secret Service, and the agent assigned the responsibility for this case.

I have read the contents of the foregoing Verified Complaint for Forfeiture In Rem, and the statements contained therein are true to the best of my knowledge and belief, and I base my knowledge for this verification of the Verified Complaint for Forfeiture In Rem on the following:

- (a) Information given to me by other law enforcement officers who have participated in the investigation of the Isbells and LDI Transport, Inc.;
- (b) My participation in the investigation surrounding the seizure of the Defendant Currency in this action; and
- (c) My experience in investigations of structuring of transactions to avoid the filing of currency transaction reports and the experience of other law enforcement officers related to the same.

I declare under penalty of perjury as provided by 28 U.S.C. § 1746 that the foregoing is true and correct.

Executed on this 8<sup>TH</sup> day of April, 2011.

  
\_\_\_\_\_  
ALTON H. STORY, JR.  
Special Agent  
United States Secret Service